

**MARCH 14, 2006**

**CITY OF GUNNISON COUNCIL  
REGULAR SESSION MINUTES**

**7:00 P.M.**

The Regular Session was called to order at 7:00 P.M., by Mayor Ferguson with City Councilors Medina, Harriman, and Miller present along with City Attorney Landwehr, City Manager Coleman, City Clerk Davidson, Parks & Recreation Director Ampietro, Community Development Director Westbay, Finance Director Hanson, Planning Technician Ruggera, Fleet Manager MacIntosh, several interested citizens and the press. Councilor Nesbitt was out of town.

Mayor Ferguson asked that this evening's agenda be amended to delete Item A. under New Business: "Action on VF-06-1; Re: Alley Vacation Application from Chris Macarak of Gunnison Development Co, LLC, to vacate a north-south alley located adjacent to Lots 1 through 12, Block 34, Guerrieri Addition, City of Gunnison". The Mayor stated he spoke with Mr. Macarak and the applicant requested the item be pulled from the agenda as he will be going back to the Planning & Zoning Commission with a revised application. Council agreed to the deletion.

Mayor Ferguson then reminded Council that Councilor Nesbitt informed them at last week's meeting that he would be absent from this Regular Session.

Councilor Miller moved and Councilor Medina seconded the motion to excuse Councilor Nesbitt from this evening's Regular Session.

Roll call vote, yes: Medina, Harriman, Ferguson, Miller. So carried.

Roll call vote, no: None.

**Consideration of Minutes:**

**Regular Session Meeting Minutes of February 28, 2006**

Councilor Harriman moved and Councilor Medina seconded the motion to approve the Regular Session minutes of February 28, 2006, as submitted.

Roll call vote, yes: Harriman, Ferguson, Miller, Medina. So carried.

Roll call vote, no: None.

**Pre-Scheduled Citizens:** None.

**Unfinished Business:** None.

**New Business:**

**Action on VF-06-01; Re: Alley Vacation Application from Chris Macarak of Gunnison Development Co., LLC, to vacate a north-south alley located adjacent to Lots 1 through 12, Block 24, Guerrieri Addition, City of Gunnison.** This item was removed from the agenda per the applicant's request.

**Action on Challenge Grant Application from Gunnison Valley Mounted Shooting Association for "Gunsmoke in Gunnison – 2006" in the Amount of \$2,000.** This item was discussed at last week's Work Session.

Councilor Miller moved and Councilor Harriman seconded the motion to approve the Challenge Grant Application in the amount of \$2,000 from the Gunnison Valley Mounted Shooting Association for the "Gunsmoke in Gunnison – 2006", with the funding to be used to reimburse actual advertising expenses.

City Manager Coleman suggested the funding be allotted for reimbursement for actual expenses for advertising. Discussion ensued on advertising inside and outside the community, working with the events coordinator to make the event more of a spectator event to bring in more tourists and increase sales tax, and the grant is aimed at assisting an organization to build and increase the event.

Roll call vote, yes: Ferguson, Miller, Medina, Harriman. So carried.

Roll call vote, no: None.

**Request from Gunnison Valley Hospital for \$5,000 and Letter of Support for County's Energy Impact Grant Application for Improvements at the Gunnison Health Care Center.** This item has been discussed at last week's Work Session.

Councilor Harriman moved and Councilor Medina seconded the motion to grant \$5,000 to the Gunnison Valley Hospital, contingent upon the County's receipt of the Energy Impact Grant monies for improvements to the Gunnison Health Care Center, and to authorize the Mayor to sign a letter of support for the grant application.

Roll call vote, yes: Miller, Medina, Harriman, Ferguson. So carried.

Roll call vote, no: None.

**Action on Award of Motor Grader Bid to Power Equipment Company in the Amount of \$145,830.00 and Authorize Mayor to Sign Said Contract.** This item was discussed at last week's Work Session meeting.

Councilor Medina moved and Councilor Harriman seconded the motion to award the contract for the purchase of a Volvo G946, all-wheel drive Motor Grader to Power Equipment Company in the amount of \$145,830.00 and to authorize the Mayor to sign the purchase contract.

Roll call vote, yes: Medina, Harriman, Ferguson, Miller. So carried.

Roll call vote, no: None.

**Action on Bid Award for Clean Up of Fishburn House at 313 S. Boulevard to U.S. Environmental Colorado, LLC in the Amount of \$41,942 and Authorize Mayor to Sign Said Contract.** This item was discussed at last week's Work Session meeting. City Attorney Landwehr clarified the property lien process for Council. The County has a superior unpaid taxes lien on the property and the City has filed the intent to lien paperwork.

Councilor Medina moved and Councilor Miller seconded the motion to award the contract to clean up the Fishburn House at 313 S. Boulevard to U.S. Environmental Colorado, LLC in the amount of \$41,942 and to authorize the Mayor to sign said contract.

Roll call vote, yes: Harriman, Ferguson, Miller, Medina. So carried.

Roll call vote, no: None.

**Set Public Hearing on Adoption by Reference of City of Gunnison Municipal Code for 7:00 P.M., Tuesday, April 11, 2006, in City Council Chambers.**

Councilor Harriman moved and Councilor Miller seconded the motion to set the Public Hearing on the Adoption by Reference of the City of Gunnison Municipal Code -2006 for 7:00 P.M., Tuesday, April 11, 2006, in the City Council Chambers of City Hall, in Gunnison, Colorado.

Roll call vote, yes: Ferguson, Miller, Medina, Harriman. So carried.

Roll call vote, no: None.

#### **Ordinance and Resolutions:**

**Resolution No. 3, Series 2006, Re: Authorizing Purchase of Bidwell Avenue Right-of-Way from Western Lumber, Inc; 1st Reading.**

Councilor Harriman introduced Resolution No. 3, Series 2006, and it was read by title only by the City Attorney with the total purchase price of \$86,420.00.

Councilor Miller moved and Councilor Medina seconded the motion that Resolution No. 3, Series 2006, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, AUTHORIZING THE PURCHASE OF PROPERTY FROM WESTERN LUMBER, INC. TO BE UTILIZED AS ADDITIONAL RIGHT-OF-WAY FOR A PUBLIC STREET KNOWN AS "BIDWELL AVENUE" IN THE CITY OF GUNNISON, COUNTY OF GUNNISON, STATE OF COLORADO,** be introduced, read, passed and adopted this 14th day of March, 2006.

Roll call vote, yes: Miller, Medina, Harriman, Ferguson. So carried.

Roll call vote, no: None.

**Ordinance No. 4, Series 2006, Re: Adopting an Additional Appropriation for the Fiscal Year Ending December 31, 2006, 1<sup>st</sup> Reading.**

Mayor Ferguson informed Council they have the revised ordinance in front of them this evening. The total amount was adjusted by \$25.00 once the land purchase closing costs were disclosed.

Councilor Miller introduced Ordinance No. 4, Series 2006, and it was read by title only by the City Attorney including paragraphs 2, 4, and the appropriation amounts read into the record.

Councilor Harriman moved and Councilor Medina seconded the motion that Ordinance No. 4, Series 2006, **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ADOPTING AN ADDITIONAL APPROPRIATION FOR THE FISCAL YEAR ENDING DECEMBER 31, 2006**, be introduced, read, passed and ordered published on first reading this 14<sup>th</sup> day of March, 2006.

Roll call vote, yes: Medina, Harriman, Ferguson, Miller. So carried.

Roll call vote, no: None.

**Ordinance No. 5, Series 2006, Re: Adopting by Reference the City of Gunnison Municipal Code – 2006, 1<sup>st</sup> Reading.**

Councilor Harriman introduced Ordinance No. 5, Series 2006, and it was read by title only by the City Attorney.

Councilor Harriman moved and Councilor Miller seconded the motion that Ordinance No. 5, Series 2006, **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, APPROVING AND ADOPTING BY REFERENCE THE “CITY OF GUNNISON MUNICIPAL CODE, 2006”, BEING THE CODIFICATION OF EXISTING ORDINANCES OF THE CITY OF GUNNISON OF GENERAL APPLICATION AND MAKING COPIES THEREOF AVAILABLE TO THE PUBLIC**, be introduced, read, passed and ordered published on first reading this 14<sup>th</sup> day of March, 2006.

Roll call vote, yes: Harriman, Ferguson, Miller, Medina. So carried.

Roll call vote, no: None.

**City Attorney: Rod Landwehr:** Nothing further to report.

**City Manager: Ken Coleman:** Informed Council the City is co-sponsoring a reception for Rebecca Dussault on Thursday, March 16<sup>th</sup> from 6 to 8 P.M. at the Community Center.

**Acting City Manager: Parks & Recreation Director Dan Ampietro.** Informed Council that at the regional hockey tournament last weekend, the U12 Girls team placed third, the PeeWee boys team placed second and the Bantam boys team placed first and will move onto the State Tournament in Denver this weekend. They had 96 days of ice so far this year.

**City Clerk: Gail Davidson:** Asked Council, that since next Tuesday’s work session falls on precinct caucus night, if they wanted to cancel the meeting. Council consensus was to cancel next week’s work session meeting.

**Non-Scheduled Citizens:** None.

**General Discussion/Items for Work Session:**

**Councilor Harriman: Report on Planning & Zoning Commission Meeting.** Last week the Commission reviewed a Three-Mile Plan application for a subdivision, continued work on the Master Plan and discussed the SmartGrowth workshop that will take place Thursday, March 16<sup>th</sup> at the Aspinall-Wilson Center. Eric Bergman will be the presenter for the free workshop.

Councilor Harriman also attended a Gunnison Housing Authority meeting last Thursday. They discussed the role of governmental agencies in affordable housing. The County LUR Housing sub-committee also met last Monday morning to discuss the issues that will be re-addressed in the housing regulations. The County suggested a joint meeting in May with the City to discuss nothing but housing issues. Councilor Harriman will keep Council informed.

**Councilors Medina, Miller and Mayor Ferguson:** Nothing further to report.

**Adjournment:** At 7:29 P.M.

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Mayor

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City Clerk